PTO/SB/08a (09-06)

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Substitute	for form 1449A/PTO			Complete if Known		
INIEO			u cours	Application Number	10/811,343	
	RMATION [Filing Date	03-26-04	
STAT	TEMENT BY	' AP	PLICANT	First Named Inventor	Cook	
				Art Unit		
((Use as many sheets	s as ne	cessary)	Examiner Name		
Sheet	1	of	5	Attorney Docket Number	003433-000492	

			U.S. P	ATENT DOCUMENTS	
Examiner	Cite	Document Number	Publication Date	Name of Patentee or	Pages, columns, Lines, Where
initial *	initial * No. 1	Number Kind Code ² (if known)	MM-DD-YY	Applicant of Cited Document	Relevant Passages or Relevant Figures Appear
	1	US-3346401	10-10-67	Barat et al.	
	2	US-3649163	03-14-72	McCusker	
	3	US-4193813	03-18-80	Chvapil	
	4	US-4320201	03-16-82	Berg et al.	
	5	US-4394370	07-19-83	Jeffries	
	6	US-4404970	09-20-83	Sawyer	
	7	US-4409332	10-11-83	Jeffries et al.	
	8	US-4472840	09-25-84	Jeffries	
	9	US-4681588	07-21-87	Ketharanathan	
	10	US-4755593	07-05-88	Lauren	
	11	US-4798611	01-17-89	Freeman	
	12	US-4801299	01-31-89	Brendel et al.	
	13	US-4813958	03-21-89	Dixon	
	14	US-4837379	06-06-89	Weinberg	
	15	US-4838888	06-13-89	Nashef	
	16	US-4885005	12-05-89	Nashef et al.	
	17	US-4891359	01-02-90	Saferstein et al.	
	18	US-4969912	11-13-90	Kelman et al.	
	19	US-4976733	12-11-90	Girardot	
	20	US-5024841	06-18-91	Chu et al.	

	FOREIGN PATENT DOCUMENTS									
Examiner Initial *	Cite No. 1	Foreign Patent Document Country ³ Number ⁴ Kind Code (if known) ⁵ Code		Country ³ Number ⁴ Kind Code (if known) ⁵		Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, columns, Lines, Where Relevant Passages or Relevant Figures Appear	Т6	
	21	WO	WO 98/25545	06-18-98	Cook Biotech Inc					
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^{1.} Applicant's unique citation designation number (optional) 2. See Kinds codes of USPTO patent Documents, at www.uspto.gov or MPEP 901.04.

^{3.} Enter Office that isssued the document, by the two-letter code (WIPO Standard ST.3.) 4. For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. 5. Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.f 16 if possible. 6. Applicant is to place a check mark here if English language Translation is attached.

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				Art Unit		
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Sheet	2	of	5	Attorney Docket Number	003433-000492	

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initial *	initial * No. 1	Number Kind Code (if known)	2 MM-DD-YY	Applicant of Cited Document	Relevant Passages or Relevant Figures Appear					
	22	US-5094661	03-10-92	Levy et al.						
	23	US-5106949	04-21-92	Kemp et al.						
	24	US-5171574	12-15-92	Kuberasampath et al.						
	25	US-5206023	04-27-93	Hunziker						
	26	US-5215541	06-01-93	Nashef et al.						
	27	US-5256418	10-26-93	Kemp						
	28	US-5279612	01-18-94	Eberhardt						
	29	US-5352463	10-04-94	Badylak et al.						
	30	US-5368608	11-29-94	Levy et al.						
	31	US-5374515	12-20-94	Parenteau et al.						
	32	US-5411887	05-02-95	Sojander						
	33	US-5413791	05-09-95	Rhee et al.						
	34	US-5447536	09-05-95	Girardot et al.						
	35	US-5456693	10-10-95	Conston et al.						
	36	US-5476516	12-19-95	Seifter et al.						
	37	US-5510121	04-23-96	Rhee et al.						
	38	US-5510418	04-23-96	Rhee et al.						
	39	US-5512291	04-30-96	Li						
	40	US-5522840	06-04-96	Krajicek						
	41	US-5693085	12-02-97	Buirge et al.						

		F ⁽	OREIGN PATENT I	DOCUMENTS		\Box
Examiner Initial *	Cite No. 1	Foreign Patent Document Country ³ Number ⁴ Kind Code (if known) ⁵	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁶

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				Application Number	10/811,343	
	RMATION [Filing Date	03-26-04	
STAT	TEMENT BY	' AP	PLICANT	First Named Inventor	Cook	
				Art Unit		
	(Use as many sheets as necessary)			Examiner Name		
Sheet	Sheet 3 of 5			Attorney Docket Number	003433-000492	

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	42	US-5707962	01-13-98	Chen et al.		
	43	US-6358284	03-19-02	Fearnot		
	44	US-6666892	12-01-03	Hiles et al.		
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	FOREIGN PATENT DOCUMENTS										
Examiner Initial *	Cite No. 1	Foreign Patent Document Country ³ Number ⁴ ≼ind Code (if known) ⁵ Code		Country ³ Number ⁴ Kind Code (if known) ⁵		Country ³ Number ⁴ Kind Code (if known) ⁵		Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, columns, Lines, Where Relevant Passages or Relevant Figures Appear	Т6

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Receipt date: 12/03/2008 10811343 - GAU: 3774

PTO/SB/08b (09-05)

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Substitut	te for form 1449B/PT	0		C	omplete if Known
INIE	ORMATION	סום	CLOSUBE	Application Number	10/811,343
				Filing Date	03-26-04
SIA	ATEMENT B	Y A	PPLICANI	First Named Inventor	Cook
				Group Art Unit	
	(Use as many sheets as necessary)			Examiner Name	
Sheet 4 of 5				Attorney Docket Number	003433-000492

		OTHER PRIOR ART NON PATENT LITERATURE DOCUMENTS					
Examiner initial *	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²				
/PP/	45	Acell, Incorporated et al.'s Appeals from the U.S. District Court, ND of Indiana in case No. 4:03CV0046.					
/PP	, 46	Badylak, S.F. et al.: "the Use of Xenogeneic Small Intestinal Submucosa as a Biomaterial for Achille's Tendon Repair in a Dog Model"; Journal of Biomedical Matrials Research, Vol. 29, No. 8, 1995, pp. 977-985, XP002071882					
/PP/	47	Cobb, M.S. et al.: "Histology After Dural Grafting With Small Inestinal Submucosa", Surgical Neurology, Vol. 46, No. 4, 1996, pp. 389-394, XP00201883					
/PP/	48	Cross Appellant Cook Biotech Incorporated's Brief in Support of Cross-Appeal of Judgment of Non-Willfulness, Inventorship and No Relief for Infringement, and in Opposition to Appellants' Markman Appeal, U.S. District Court, ND of Indiana in case No. 4:03CV0046.					
/PP/	49	Cross-Appellant Purdue Research Foundation's Brief in Support of Cross-Appeal of Judgment, and in Opposition to Appellants' Markman Appeal, U.S. District Court, ND of Indiana in case No. 4:03CV0046.					
/PP/	50	D Horak et al: "Hydrogels in endovascular embolization. III. Radiopaque spherical particles, their preparation and properties: Biomaterials, GB, Elsevier Sciences Publishers BV., Barking, vol.2, no.8 03/01/1987 pgs.142-145					
/PP/	51	Defendants' Post-Hearing Markman Memorandum, Cook Biotech Incorporated et al. v. ACell et al., USDC ND IN Case No. 4:03CV0046.					
/PP/	52	European Search Report EP 08008810 dated June 27, 2008.					
/PP/	53	European Search Report, Patent Application No. 08012454.8	ļ				
/PP/	54	Guideline on Validation of the Limulus Amebocyte Lysate Test as an End-Product Endotoxin Test for Human and Animal Parenteral Drugs, Biological Products, and Medical Devices; December 1987, Prepared by Center for Drug Evaluation and Research, Center for Biologic Evaluationand Research, Center for Devices and Radiological Health, and Center for Veterinary Medicine.					
/PP/	55	Hodde, J.P. et al., "Gycosaminoglycan Content of Small Intestinal Submucosa: A Bioscaffold for Tissue Repladement" Tissue Engineering, Vol. 2, No. 3, 1996, pp. 209-217 XP002063373					
			느				

Examiner	Date	
Signature	Considered	

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INFORMATION DISCLOSURE				Application Number	10/811,343	
				Filing Date	03-26-04	
STATEMENT BY APPLICANT				First Named Inventor	Cook	
				Group Art Unit		
(Use as many sheets as necessary)				Examiner Name		
Sheet	5	of	5	Attorney Docket Number	003433-000492	

OTHER PRIOR ART NON PATENT LITERATURE DOCUMENTS							
Examiner initial *	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), publisher, city and/or country where	date, page(s), volu		T 2		
/PP/	56	Judgment, U.S. Court of Appeals, U.S. District Court ND of Indiana, Case No. 4:03-CV-0046.					
/PP/	57	Memorandum and Order, Cook Biotech Incorporated et al. v. ACell et al., USDC ND IN Case No. 4:03CV0046.					
/PP/	58	Plaintiffs' Post-Hearing Markman Brief, Cook Biotech Incorporated et al. v. ACell et al., USDC ND IN Case No. 4:03CV0046.					
/PP/	59	Reply and Answering Brief of Defendants-Appellants to Cross Appeal Briefs of Plaintiffs-Cross-Appellants Cook Biotech Incorporated and Purdue Research Foundation, U.S. District Court, ND of Indiana in case No. 4:03CV0046.					
/PP/	60	Vaught, J.D. et al.; "Detrusor Regeneration in the Rat Using Porcine Small Intestinal Submucosal Grafts: Functional Innervation and Receptor Expression", The Journal of Urology, Vol. 155, No. 1, 1996, pp. 374-378, XP002071884					

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Examine Signatur		/Paul Prebilic/	Date Considered	01/30/2009	•		

l	Examiner Signature	/Paul Prebilic/	Date Considered	01/30/2009		
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